

PROB 12C  
(7/93)

Report Date: July 12, 2013  
FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**United States District Court**

for the

**Eastern District of Washington**

**JUL 15 2013**

SEAN F. McAVOY, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

**Petition for Warrant or Summons for Offender Under Supervision**

Name of Offender: Juan Pena

Case Number: 2:06CR02001-001  
2:06CR02146-001

Address of Offender: --

Name of Sentencing Judicial Officer: The Honorable Wm. Fremming Nielsen, Senior U.S. District Judge

Date of Original Sentence: 12/19/2006

Original Offense: 2:06CR02001-001  
Distribute and Receive Child Pornography, 18 U.S.C. § 2252A(a)(2)(A)

2:06CR02146-001  
False Statement in Acquisition of a Firearm, 18 U.S.C. § 922(a)(6)

Original Sentence: 2:06CR02001-001 Type of Supervision: Supervised Release  
Prison - 69 Months  
TSR - 60 Months

2:06CR02146-001  
Prison - 10 Months  
TSR - 36 Months

Asst. U.S. Attorney: Stephanie A. Whitaker

Date Supervision Commenced: 4/23/2013

Defense Attorney: Ulvar Klein

Date Supervision Expires: 4/22/2018

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**PETITIONING THE COURT**

**To issue a summons.**

The probation officer believes that the offender has violated the following condition of supervision:

Violation Number      Nature of Noncompliance

1

**Special Condition # 19:** You shall actively participate and successfully complete an approved state-certified sex offender treatment program. You shall follow all lifestyle restrictions and treatment requirements of the program. You shall participate in special testing in the form of polygraphs and plethysmographs, in order to measure compliance with the treatment program requirements. You shall allow reciprocal release of information between the supervising probation officer and the treatment provider. You shall pay for treatment and testing according to your ability.

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Re: Pena, Juan

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**Supporting Evidence:** Mr. Pena has failed to participate in a sex offender treatment program as ordered by the Court as of July 11, 2013.

Mr. Pena was referred to Alliance Counseling for sex offender treatment. According to the assessment, Mr. Pena presented himself being not amenable to treatment based on the defendant minimizing his offense behavior, not taking responsibility, and lack of interest in treatment. Mr. Pena has also stated that further treatment would be a waste of time.

The U.S. Probation Office respectfully recommends the Court issue a summons requiring the defendant to appear to answer to the allegation contained in this petition.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: July 12, 2013


s/Jose Zepeda

Jose Zepeda  
U.S. Probation Officer

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#### THE COURT ORDERS

- ☐ No Action
- ☐ The Issuance of a Warrant
- ☒ The Issuance of a Summons
- ☐ Other

  
Signature of Judicial Officer

7/15/13  
Date